IN THE HIGH COURT OF BOMBAY AT GOA

CIVIL APPLICATION NO. 339 OF 2004
IN
FIRST APPEAL NO. 291 OF 2004

SHRI PRADIP VASSANT FAL
DESAI,QUEPEM GOA. ... Applicant
Versus
SMT.RAHIMABI SHAIKH AND 11 ORS., ... Respondents

Shri P. Rao,Advocate for the applicant.
Ms. S. Linhares, Advocate for the respondent No.2.

Coram:- R. S. MOHITE, J.

Date:- 13th September, 2007

P.C.

The appeal is filed against a reference U/s.30 and for fresh apportionment of amount of compensation together with interest. The trial Additional District Court, South Goa, Margaon in his award directed that an amount be paid to party No.6 who is present respondent No.5 in the appeal. The prayer is that since the appeal is admitted respondent No.5 may be prevented from withdrawing the said amount.

All respondents were served. None appears on behalf of contesting respondent No.5.

In the circumstances, it is directed that the amount awarded under the impugned award in the first appeal should not be permitted to be withdrawn by the respondent No.5 pending the disposal of the first appeal and the said amount may be invested in the nationalised Bank initially for the period of 3 years which deposit will be renewed from time to time for the period of one year at a time until orders passed by this Court.

C. A. disposed off.

R. S. MOHITE, J.

SMA